IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

MONDAY, THE 26TH MARCH 2007 / 5TH CHAITHRA 1929

WP(C).No. 10325 of 2007(D)

PETITIONERS:

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1. **T.N.RAVI,S/O.P.K.NARAYANAN,THAICHIRAYIL, PAVUKKARA P.O MANNAR (PUMP OPERATOR/WATCHER/ CLEANER,MINOR IRRIGATION DIVISION,CHENGANNOOR, ALAPPUZHA).**

2. **N.V.THANKAPPAN NAIR,S/O.VASU PANICKER, NARANATH HOUSE,MANGALAM,VAZHARMANGALAM P.O, CHENGANNOOR.(PUMP OPERATOR/WATCHER/ CLEANER,MINOR IRRIGATION DIVISION,CHENGANNOOR, ALAPPUZHA).**

3. **THULASI KUMAR S.R,S/O.N.RAMACHANDRAN NAIR,SREE BHADRA HOUSE,KEEZHECHERIMEL,NEAR SASTHAKULANGARA TEMPLE,CHENGANNOOR. (PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION DIVISION,CHENGANNOOR,ALAPPUZHA).**

4. **BABU JOHN,S/O.VARGHESE YOHANNAN, MOOTHEDATHU,PRAYAR PANDANADU NORTH P.O,CHENGANNUR (PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION DIVISION,CHENGANNOOR,ALAPPUZHA).**

5. **SALIM THOMAS,S/O.T.K.THOMAS, VALIYAPARAMBIL,VANMAZHY,PANDANADU P.O,CHENGANNOOR (PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION DIVISION,CHENGANNOOR,ALAPPUZHA).**

6. **MATHEW V.C,S/O.V.I CHACKO,VELIYATHU PUTHEN VEEDU,VAZHARMANGALAM P.O,CHENGANNOOR. (PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION DIVISION,CHENGANNOOR,ALAPPUZHA).**

7. **CHANDY A.V,S/O.A.M.VARKEY,ASARI PARAMBIL VANMAZY,PANDANADU P.O.,CHENGANNOOR. (PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION DIVISION,CHENGANNOOR,ALAPPUZHA).**

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**8. K.K.HARI,S/O.K.T.KUTTY,KOTTARATHIL
PUZHAYIL,KUTTANPEROOR P.O,MANNAR.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**9. N.K.NARAYANAN,S/O.KESAVAN N.,
RAMASADANAM,KURATTIKADU P.O.MANNAR.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**10. M.KOCHUKUTTAN,S/O.THEVAN MARKOSE,
MAZAZHATHARA,AREEKKARA P.O,MULAKUZHA.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**11. P.K.GOPALAKRISHNAN,S/O.KUTTAN,
PEEDIKATHEKKETHIL,PAVUKKARA P.O,MANNAR.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**12. M.D.SURESHAN,S/O.M.K.DAMODARAN,
MUTTUMPATTU HOUSE,MUTTAMPEROOR P.O,MANNAR.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**13. P.GOPALAN,S/O.PONNAPPAN,KARUVELIL HOUSE,
PAVUKKARA P.O,MANAR.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**14. SURESH K.E,S/O.KOCHUKUNJU,EERIKKA
MADATHIL HOUSE,KUTTAMPEROOR P.O,MANNAR.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**15. GANESAN K.P,S/O.KRISHNAN ACHARI,
POOVAKKATTU MOOLAYIL P.O,MUNDANKAVU,CHENGANNOOR.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**16. P.V.HARIKUMAR,S/O.VELAYUDHAN,PUTHEN
PURAYIL,KURATTIKKADU,MANNAR P.O.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

**17. RAMACHANDRAN M.K,S/O.KESAVAN M.T,
MEENATHETHIL,KURATTIKKADU,MANNAR P.O.
(PUMP OPERATOR/WATCHER/CLEANER,MINOR IRRIGATION
DIVISION,CHENGANNOOR,ALAPPUZHA).**

BY ADV. SRI.S.SUBHASH CHAND

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RESPONDENTS:
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1. **STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT,PUBLIC WORKS (B) DEPARTMENT,GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE CHIEF ENGINEER,OFFICE OF THE CHIEF ENGINEER,IRRIGATION & ADMINISTRATION, THIRUVANANTHAPURAM.**

3. **THE EXECUTIVE ENGINEER,MINOR IRRIGATION DIVISION,OFFICE OF THE EXECUTIVE ENGINEER, CHENGANNOOR,ALAPPUZHA.**

BY GOVT. PLEADER SHRI.BIJOY CHANDRAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

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WP(C).No.10325 OF 2007-D.

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Dated this the 26th day of March, 2007.

J U D G M E N T

The petitioners are working as CLR/HR workers on daily wage basis under the 3rd respondent from 1987 onwards. The petitioners state that they having been categorised as seasonal labourers and enrolled in the HR/CL/SL rolls, are entitled to enjoy the benefits available under Exts.P1 and P2 Government orders. They have filed representations before respondents 2 and 3 requesting to grant them wages at the revised rate with retrospective effect in terms of Exts.P1 & P2. A detailed representation evidenced by Ext.P10 filed by the petitioners is pending with the 1st respondent. It is contended that similarly situated persons including those who have approached this Court and got the benefit of judgments produced as Ext.P4 and P9 are enjoying the fruits of their litigation.

2. Counsel for the petitioners, in the above circumstances, submits that this Court may direct the

1st respondent to take early decision on Ext.P10 in accordance with law.

3. Heard Government pleader also.

4. In the circumstances, there shall be an order directing the 1st respondent to consider Ext.P10 with reference to all relevant records and take appropriate decision within three months from the date of receipt of a copy of this Judgment.

5. Copy of the orders thus passed shall be communicated to the 1st petitioner, immediately. It would be desirable that the 1st petitioner is heard on behalf of others also by the 1st respondent before Ext.P10 is disposed of. Notice shall, therefore, be issued to the 1st petitioner fixing the date of hearing.

The Writ petition is disposed of as above.

K.K.DENESAN, JUDGE.

kvs/-